

### **REMARKS**

Entry of this amendment is respectfully requested.

Claims 20-38 were rejected under 35 U.S.C. §103(a) over Albrecht WO '058 in view of Shendy. Claims 20-38 were rejected under 35 U.S.C. §103(a) over Albrecht US 6,777,517 in view of Shendy. The Examiner also made an obviousness-type double patenting rejection of claims over claims 1-20 of Albrecht US '517 in view of Shendy. Applicants respectfully traverse each of these rejections.

Claim 20 now recites that formula II is polyethylene glycol ( $m=2$ ).

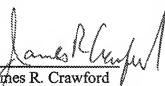
According to Shendy  $t > s+u$ , wherein  $t$  is the hydrophobic structural unit and  $s$  and  $u$  are each polyethylene glycol. In order to anticipate the presently claimed invention,  $s + u$  would have to be at least 250 so that the requirement that  $t > s + u$  would no longer be fulfilled, since  $t$  could only be 200 at the most. Thus, the copolymer of claim 20 is structurally very distinct from the Shendy patent. Thus, there is no motivation given in Albrecht and Shendy to provide and to combine more stable defoamer dispersants. In view of the foregoing, all rejections should be withdrawn.

Allowance is respectfully requested.

The Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-0624, under Order No. NY-HUBR-1298-US.

Respectfully submitted

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